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UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA
SAN FRANCISCO DIVISION

SAN FRANCISCO BAYKEEPER, a non-profit
corporation,

Plaintiff,

v.

PACIFIC GALVANIZING,

Defendant.

Civil Case No. C 13-05260-JSC

Hon. Jacqueline S. Corley

**NOTICE OF TENTATIVE
SETTLEMENT; REQUEST TO
VACATE INITIAL CASE
MANAGEMENT CONFERENCE AND
RELATED DEADLINES; ~~PROPOSED~~
ORDER**

TO THE COURT AND TO THE PARTIES:

PLEASE TAKE NOTICE that Plaintiff San Francisco Baykeeper (“Baykeeper”) and Pacific Galvanizing (collectively, the “Parties”) have reached a tentative settlement in this action, which has been executed by the Parties. As required by federal law, a copy of the [Proposed] Consent Decree has been sent to the U.S. Department of Justice and to the U.S. Environmental Protection Agency (collectively “the Agencies”) for a mandatory 45-day review period under Section 135.5 of Title 40 of the Code of Federal Regulations. Copies of the [Proposed] Consent Decree will be sent to the Agencies via U.S. Certified Mail on today’s date. Upon expiration of the 45-Day review period, the Parties will jointly request that the Court (1) approve and execute an Order dismissing the Complaint and (2) approve and execute the [Proposed] Consent Decree which provides for continuing Court jurisdiction over any disputes which may arise between the parties under the agreement.

Consistent with the impending settlement of this action, the Parties hereby respectfully request that the Court vacate from its calendar the March 13, 2014 Initial Case Management Conference and associated deadlines.

~~[PROPOSED]~~ ORDER


GOOD CAUSE APPEARING,

The Parties' Initial Case Management Conference on March 13, 2014, is vacated.

IT IS SO ORDERED

Date: December 13, 2013

NORTHERN DISTRICT OF CALIFORNIA



Honorable Jacqueline S. Corley
United States District Court